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IN RE:

INTERVIEWS OF IWD DRIVERS

* * *

Sworn Statement of ARNOLD RAY POLLEY, Witness
herein, taken before me, the undersigned, Carol A.
Sawyer, a Notary Public in and for the State of Ohio,
at the offices of Industrial Waste Disposal,
3975 Wagner-Ford Road, Dayton, Ohio, on Monday,
March 1, 1993, at 6:55 o'clock a.m.

* * *

1 APPEARANCES:

2 On behalf of Industrial Waste Disposal:

3 Waste Management of North America, Inc.

4 By: Robert E. Leininger
5 Attorney at Law
6 Meg Briarton
7 Paralegal
8 Mideast Region
9 17250 Newburgh Road
10 Livonia, Michigan 48152

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ARNOLD RAY POLLEY

of lawful age, Witness herein, having been first duly cautioned and sworn, as hereinafter certified, was examined and said as follows:

EXAMINATION

BY-MR. LEININGER:

Q. Would you please state your name?

A. Arnold Ray Polley.

Q. And how old are you?

A. Fifty-three.

Q. And your address?

A. 415 Travis Drive, that's Dayton.

Q. When were you originally hired by IWD or Danis?

A. It was -- I don't know the exact date, but it was September of '69 -- I mean, Labor Day of '69, that's when I started, so I don't know.

Q. Prior to that time had you worked in the waste industry at all as a driver or anything?

A. No, huh-uh.

Q. Okay. And when you hired in, have you always been employed as a truck driver?

A. Uh-hum.

Q. And during the time that you've worked for IWD, the first type of equipment that you hauled in

1 was, what type of truck did you drive?

2 A. It was a front end loader, more or less
3 the same as I'm operating right now.

4 Q. Have you always driven just front end?

5 A. Just about. I had -- there was a year, I
6 think a year that I was bumped out of the, you know,
7 front end loaders, and so I went to rolloff. But most
8 of the time it's been on the -- the front end loaders.

9 Q. Do you remember approximately what year
10 you worked on the rolloff?

11 A. Let's see. I started in '69. It was
12 either '71 or '72.

13 Q. Okay. Since you just did that for one
14 year or so, I'm going to ask you a few questions about
15 that so we can get that out of the way.

16 A. Okay.

17 Q. When you did rolloff, did you -- for all
18 the waste in the Dayton area, what landfill did you
19 use?

20 A. That would be Valleycrest, I guess, or --
21 yeah, that would be Valleycrest, most of it anyway.

22 Q. Okay. Other than Valleycrest, do you
23 remember what other landfill you used?

24 A. Yeah, we used Cardington some on the
25 rolloff, yeah, and that's the only two that I can

1 remember going to.

2 Q. Okay. But the rest was just front end?

3 A. Uh-hum, right.

4 Q. I suppose the fastest way through this is
5 just to start going through the list of customers and
6 see if you recognize them.

7 MS. BRIARTON: What about route
8 number?

9 THE WITNESS: Yeah, my route number was
10 28. And then it went from 28. The route I'm on now
11 is just 6, but it was called 26. But it's 26, 28, and
12 06 was the three routes I was on.

13 Q. What was the area for Route 28?

14 A. That was NCR and Standard Register.

15 Q. And that's it?

16 A. That's it. The other meeting I just had
17 the two stops, I mean, that's when NCR was big. They
18 had two or three trucks down there all day long, and
19 see, I worked nights on the front end loader, and I
20 hauled four, sometimes five loads a night on the front
21 end loader out of NCR.

22 MS. BRIARTON: This is in the early
23 '70's?

24 THE WITNESS: Right, right. That's
25 when I started out, in '69.

1 MS. BRIARTON: Okay.

2 THE WITNESS: I started out on that
3 route. That was up until maybe -- maybe '71 when I
4 had to go to the rolloff. But then I went back --
5 well, I went back on the route that -- I more or less
6 basically what I'm on now. And I've been here for
7 about sixteen, seventeen years or something like that
8 on the same route I'm on now. I just changed route
9 numbers, but it's still the same route.

10 MS. BRIARTON: So the last sixteen,
11 seventeen years, and that was 26 and now 6?

12 THE WITNESS: Yes.

13 MS. BRIARTON: There's a 28, 26, and an
14 06. 26 is what?

15 THE WITNESS: It's more or less the
16 same route I'm on now.

17 MS. BRIARTON: Okay. I'm sorry.

18 Q. And again, that consists of?

19 A. Of this area, right around the base here,
20 Huber Heights. And I go into Vandalia a little bit,
21 but now, when I first started out on it, I had Medway,
22 Fairborn, and I ran, you know, further north, and I
23 guess it would be south, too. I mean, north -- north
24 from here, I mean, yeah.

25 Q. Now, the customers that you have today,

1 are they pretty similar to what you had fifteen,
2 sixteen years ago?

3 A. No, they have all changed now, because now
4 I more or less just have restaurants and apartment
5 buildings, where when I first started out I had a lot
6 of -- a lot of factories, you know, was on the route,
7 but I'd say now it's mostly just all restaurants and
8 apartments, and places like K Mart, and, you know,
9 those kind of places.

10 Q. So I'm just thinking about sixteen years
11 ago would have been, I don't know, about 1986, I
12 guess, or something like that?

13 MS. BRIARTON: '76.

14 MR. LEININGER: 1976, okay. It shows
15 my math is pretty bad.

16 Q. So prior to, let's say, '76, around that
17 period of time, you were just hauling for Standard
18 Register and NCR?

19 A. Uh-hum, yes, that was the only two.

20 Q. Starting when you first hired on, what
21 landfill did NCR and Standard Register waste go to?

22 A. It went to Valleycrest.

23 Q. Okay.

24 A. Everything did, because that was before
25 the incinerator was built, so everything went to

1 Valleycrest, that I hauled anyway.

2 Q. Okay. Now, for just, say, NCR, you do --
3 how many containers -- this is just front end that you
4 did for NCR, right?

5 A. Uh-hum, right.

6 Q. How many containers, every day you would
7 have a number of containers?

8 A. Yeah, we would. You know, right now it's
9 rough, I mean, I don't really know -- I know this, I
10 will go maybe, say, to Building 4, we would get forty
11 containers at one time, and go to Building 28 and get
12 another forty or forty-five, and they had -- I don't
13 know how many buildings they had, but we would do this
14 twice a night. I mean, we would start out and go all
15 over the factory, I mean, the different plants, and
16 then at the end of the day we would do it all over
17 again. So I don't know, there was probably, at least,
18 oh, maybe 200 containers a night anyway, at least 200
19 I would say.

20 Q. And what size containers were they?

21 A. They were all two yards.

22 Q. Okay. And what would normally be in the
23 containers?

24 A. Well, just a little bit of everything. I
25 mean, a factory that big --

1 Q. Sure.

2 A. Like, I mean, one building would have
3 maybe mostly computer paper, and -- well, 28, I think
4 that's where they done a lot of punch press work and
5 stuff like that, so I had a lot of steel mixed in with
6 the trash, and there would be some containers with
7 cutting oil, I mean, like maybe about this much
8 (indicating) would have been full of cutting oil.

9 Q. Of metal?

10 A. I guess where they went over the machines,
11 sure. The rest I guess was just paper with the --
12 well, we only had one of the plants down there that --
13 they called it the aspirin plant. Now, I don't know
14 what it was, I mean, it smelled like aspirins and it
15 was real dusty, and I don't know if it was like the
16 aspirin we take or if it's something else. But I
17 dumped that about three times a week, and it was a
18 white powdery stuff, ground up real fine, you know.
19 It smelled like aspirin, and that's what they called
20 it, the aspirin factory. But I don't know.

21 Q. Was there ever anything like empty
22 containers of paint or glue or adhesives or off spec
23 materials, like that?

24 A. Well, I'm sure there was in small
25 amounts. But I don't recall any big amounts of paint

1 or anything like that. But I know that they had --
2 there would be some, because any plant that big has
3 got to have a little bit of paint thinner, paints and
4 everything else, right.

5 Q. Uh-hum. Do you have any idea where their
6 liquid waste would have gone, sludges, anything like
7 that?

8 A. No, I don't. I know we had lugger trucks
9 down there that hauled that, but I don't know where it
10 went.

11 Q. Do you know who would have hauled those
12 luggers back then?

13 A. Yeah, I think Johnny Banks, but Johnny
14 Banks is dead. I'm trying to think who else was on
15 the lugger. Well, you're going to have Darrell in
16 here after while.

17 MS. BRIARTON: Boyd Pearson?

18 THE WITNESS: Yeah, he would know more
19 about that, because he's always been on the lugger.

20 Q. When we talked to him about Cardington, he
21 said he knew quite a lot about Valleycrest, so we are
22 going to give him the opportunity to tell us about
23 it.

24 A. Yeah, I would say he does, because he
25 started here before I did, and he's always been on the

1 lugger or rolloff. So he's got to know quite a bit.
2 about Valleycrest.

3 Q. How about Standard Register?

4 A. Well, Standard Register had -- they had
5 some containers that was -- had quite a bit of ink in
6 them that we dumped. As a matter of fact, we would
7 have to, oh, maybe every six, seven months switch
8 containers out because, you know, the ink built up in
9 the bottom of them to where they would be complaining
10 we didn't get two or four yards -- or two yards, but I
11 hauled quite a bit of ink and carbon paper out of
12 Standard Register.

13 Q. Wouldn't the ink leak out of the
14 containers, or were they sufficiently tight that you
15 didn't have to worry about the ink leaking out of the
16 bottom?

17 A. No. Any -- the only time that any of
18 these containers will leak is if they have a hole
19 rusted out in the bottom. Other than that, they will
20 hold water, whatever.

21 Q. So a typical two yarder, would it have a
22 pretty significant amount of liquid in it?

23 A. Well --

24 Q. Or was the ink in containers or anything?

25 A. No, it was in -- it looked like where it

1 had been dumped out of cans or something. It wasn't
2 thin, it was more like a -- a heavy -- you know, you
3 could probably lift it up, I mean, just globby stuff,
4 it wasn't real thin.

5 Q. So most of the waste from Standard
6 Register consisted of this thick ink material and
7 carbon paper and stuff like that?

8 A. No, I don't know. I'd say maybe once a
9 week we would get quite a bit of ink. Fridays was
10 always a clean-up day, I guess they wanted to get it
11 out of the factory. But Fridays we would get maybe
12 two or three or four containers that would have quite
13 a bit of ink in them. But the rest of it was just
14 carbon paper and just regular trash.

15 Q. And did you haul as much material from
16 Standard Register as NCR?

17 A. No, no, they had something totaling --
18 they had four buildings down there, I think four or
19 five. The first one would have a -- it had eleven
20 containers in it, which normally there was about five
21 full. And the other building had one six yard, and
22 the other building had seven or eight little two
23 yards. Where I got the carbon is also where I got the
24 ink, you know. So maybe about a total of twenty,
25 twenty-two containers, or something like that, is what

1 Standard Register had.

2 Q. Two yarders?

3 A. They were all two yard except the one
4 location, they had a six in it, but all the rest of
5 them were two yards.

6 Q. And would they be dumped every day?

7 A. Yeah, yeah, everything down there was
8 dumped every day.

9 Q. And when Valleycrest first opened, would
10 that all go into Valleycrest?

11 A. Yeah. Like I say, when I first started
12 out here, it all went into Valleycrest, but we had
13 nowheres else to dump it, you know.

14 Q. When you were on route -- this Route 28
15 with NCR and Standard Register, was Valleycrest opened
16 the whole time that you were on that route?

17 A. Yes, yeah.

18 Q. Okay.

19 A. I was trying to think. I started in '69,
20 okay. Yeah, I was down there for three years. So it
21 would have been '71 when I got bumped out on the
22 rolloff.

23 Q. Then after the rolloff did you go back to
24 Route 28?

25 A. No, in that year that I was off, that's

1 when they more or less were disassembling NCR, they
2 was tearing down buildings, there was just no route
3 left.

4 Q. Is that right?

5 A. Yeah. There was maybe -- well, what they
6 done, they throwed it on another route, it was just a
7 small amount of containers then.

8 Q. Oh.

9 A. As a matter of fact, I think the next guy
10 you're having in, Dan Connaughton, they put NCR on
11 with UD and some other stuff down there. It just went
12 from a great big factory down to nothing, I want to
13 say, overnight.

14 Q. Then after you got bumped off and you did
15 the rolloff, is that when you started Route 26?

16 A. Uh-hum.

17 Q. And you've already described generally the
18 geographic location of that. Who were the main
19 customers you had there on Route 26?

20 A. Well, let's see, I'll try to remember a
21 few of them. Like I had everything from Stanley
22 Avenue out Brandt into Huber Heights, except the big
23 ones like K Mart and Kroger's maybe, and
24 Elder-Beerman's and these kind of places. Because all
25 these little rinky-dink places are here today and gone

1 tomorrow, so you can't really remember them.

2 Q. Sure.

3 A. But I had probably all the big
4 supermarkets, say, like Kroger and Liberal --

5 Q. Where did you --

6 A. -- and Fazios and all them.

7 Q. Where did you haul to, the waste, where
8 was it disposed of?

9 A. When I was on 26?

10 Q. Yes.

11 A. Most of it was took to Valleycrest.

12 Q. Powell --

13 A. Uh-hum.

14 Q. -- until Valleycrest closed?

15 A. Right, until Valleycrest closed. And
16 about the same time Valleycrest closed is when the
17 incinerators opened, right along about the same time.
18 See, I done a little bit of hauling to Cardington, but
19 not that much.

20 Q. Then after Valleycrest closed, is that
21 when you -- what landfill did you use after Cardington
22 or did you take it to the incinerators?

23 A. We took most of it to the incinerators. I
24 think about the same time they closed is when the
25 incinerator was opened.

1 Q. When the incinerator was down where would
2 it go to?

3 A. To Cardington.

4 Q. Did you ever haul into Powell Road?

5 A. Yeah, the last -- I'd say about the last
6 year, or maybe two years before it was -- before it
7 was closed down.

8 Q. Okay. We've got a little list of -- we've
9 got a few documents that indicated, you know, dump
10 tickets, things like that, and it appears that in
11 around '83, '84, that period of time, you may have
12 hauled into Powell Road for some customers.

13 A. '84? When did it close?

14 MS. BRIARTON: Powell closed around
15 late '84, something like that.

16 Q. You had mentioned towards the end of the
17 time Powell was open, I'm just saying we've got about
18 five or six different customers. City of Dayton.
19 What kind of waste would you have hauled for the City
20 of Dayton, or do you even remember?

21 A. No, we never hauled anything for the City
22 of Dayton, they always hauled their own.

23 Q. Did they?

24 A. But they hauled out there, I mean, their
25 trucks was out there, but we never hauled anything for

1 City of Dayton.

2 Q. What kind of waste did they have?

3 A. Just door to door.

4 Q. Residential?

5 A. Yes. And then they had, you know, the
6 road department, it hauled out there, too.

7 Q. Yes, we've got different ones like Huber
8 Heights, Greene County, Fairborn. Did you ever do
9 residential?

10 A. No, I never did any.

11 Q. When you did use -- when you did haul into
12 Powell Road? That would have been front end then?

13 A. Yes, that would have been the front end.

14 Q. Would that have been mostly restaurants
15 and hotels?

16 A. And department stores and stuff like that.

17 Q. Do you remember any specific customers
18 that you hauled into Powell Road there?

19 A. Well, besides that we had -- I know I had
20 Eavey's in Fairborn, Elder-Beerman's in Fairborn, and
21 there's a sandpaper place I had up there in Fairborn,
22 but -- a couple body shops, but I can't --

23 Q. Body shops, any recollection as to what
24 either of those names would have been?

25 A. Well, I hauled Earl Scheib's over here on

1 Stanley Avenue, I hauled those to -- well, I guess I
2 probably hauled them -- I know I hauled them to Powell
3 Road, but I don't think I had them to haul -- I don't
4 think they was even in this area when I was hauling to
5 Valleycrest, but I hauled Earl Scheib's to Powell
6 Road.

7 Q. What did he have, like a two yarder or
8 something like that?

9 A. They had two, four yards when I was there.

10 Q. How often would they be picked up and
11 hauled to Powell?

12 A. I know they was picked up once a week, but
13 I think it was on Friday.

14 Q. Do you remember what kind of waste they
15 had there?

16 A. Yeah, I had -- they threw away a lot of
17 paint cans. And the rest of it was more or less
18 masking paper, you know, that's more or less what it
19 consisted of.

20 Q. Masking paper that had been used with
21 paint on it?

22 A. Right. And they threw away an awful lot
23 of filters. I guess, you know, in a paint booth, what
24 they put, filters in there, and the filters would be
25 plumb full of paint, and they would have to change

1 them things, I assume, like every two or three weeks.
2 But that's more or less what it consisted of, the
3 paint buckets and --

4 Q. Ever any drums of anything --

5 A. No.

6 Q. -- that they would throw in there?

7 A. No.

8 Q. Do you know how long they hauled into
9 Powell?

10 A. No, not really. I mean, I -- and I hauled
11 them for probably, well, at least two years. But
12 then, see, I got put on another route. They were
13 constantly changing routes.

14 Q. Did you ever haul them into Valleycrest?

15 A. No, I don't think so, because I don't
16 think Earl Scheib's was in Dayton when I first started
17 out here. But I know I never hauled them -- well,
18 yeah, they did, they had one location over on West
19 Third Street, but I never hauled them.

20 Q. Any other body shops? You mentioned a
21 couple body shops other than Scheib. Do you remember
22 anybody else out there?

23 A. Let's see. Well, I have picked up Peffley
24 Ford over on North Main. I don't know what -- what
25 year that was.

1 Q. Heavily Ford?

2 A. Peffley.

3 Q. Peffley?

4 A. Uh-hum. And besides the other body shops,
5 I mean, I know where they're at, but I can't begin to
6 think of the name. There was one I picked up about
7 three years right where you come out of Valleycrest,
8 right smack dab as you come out of Valleycrest, but I
9 don't know the name now.

10 Q. Did their waste go into Valleycrest?

11 A. Yeah. They had a two yard, I think, once
12 a week.

13 Q. Are they still in existence?

14 A. I'm sure they are. Probably under a
15 different name and owner.

16 Q. Two yards once a week?

17 A. Yeah.

18 Q. What kind of stuff did they have, do you
19 remember?

20 A. It would be the same as what Earl Scheib's
21 was, I mean, you know, paint cans and stuff like that,
22 and masking paper.

23 Q. How about Peffley, the same kind of
24 material, paint cans and stuff?

25 A. Well, no, they more or less had cardboard

1 and -- well, body parts, you know, fenders and hoods
2 and stuff like that. I don't recall seeing any paint
3 cans or anything, although there probably was.

4 Q. Oil filters, things like that, do you
5 know?

6 A. Yes, there would have been oil filters in
7 there, but no oil, no oil itself except what would
8 have drained out of the filters.

9 Q. Sure. How about -- how often would you
10 pick them up?

11 A. I think they were on Tuesday, Friday
12 pickup, and they still are today, I'm pretty sure they
13 are.

14 Q. Did you indicate that that material went
15 into Powell Road?

16 A. Let's see. Yeah, when I was hauling,
17 that's where it would have went to, it would have went
18 to Powell Road.

19 Q. I'm going to ask you some questions about
20 customers that may have gone into Powell Road, may
21 have gone into Valleycrest, and see if any of them
22 sound familiar to you, if you ever hauled any of
23 them. Chrysler Company?

24 A. No, I never hauled Chrysler.

25 Q. Wright-Patt Air Force Base?

1 A. No.

2 Q. Protective Treatments, Incorporated?

3 A. That's -- that sounds familiar, but -- do
4 you have the address where it's at?

5 MS. BRIARTON: I don't think so.
6 They're just called PTI.

7 THE WITNESS: Okay, it's up there on
8 Stop Eight. Yeah, I hauled more than a couple. I
9 hauled some loads out of there when I was on rolloff.

10 Q. Oh, okay.

11 A. And that all would have went to -- I'm
12 pretty sure that would have went to Cardington, at the
13 time I was pulling out of there, yeah, it would have
14 went to Cardington.

15 Q. What kind of stuff did they have?

16 A. It was -- you couldn't get it out of the
17 container, it was gluey like, I mean, gluey like
18 stuff.

19 Q. Did it have any odor, do you remember?

20 A. Yeah, it had an odor like paint thinner or
21 any kind of stuff like this. I guess what they make
22 is rubber stripping, or, I mean, molding for around
23 the doors in automobiles, and they used quite a bit of
24 glue or adhesive, because there was a lot of that in
25 the container.

1 Q. Goodwill Industries?

2 A. No, I never hauled anything for Goodwill.

3 Q. Cargill?

4 A. No.

5 Q. Wright State University?

6 A. No.

7 Q. DAP?

8 A. DAP, yes, I hauled DAP. And that would
9 have been on rolloff, too.

10 Q. Would it?

11 A. Yeah.

12 Q. Do you remember what kind of stuff they
13 had?

14 A. Mostly with barrels with white stuff in
15 them, but I don't know --

16 Q. Was it like a powdered substance?

17 A. Right, white powder substance.

18 Q. Any sludges or anything like that with DAP
19 that you can recall?

20 A. No.

21 Q. Okay. Any caulk type material?

22 A. Yeah, there would have been some of that
23 in there. You know, I remember seeing that caulking
24 and stuff, yeah.

25 Q. And what -- where did you haul DAP into?

1 A. You know, that would have went to, I
2 think, Cardington also.

3 Q. Do you remember ever hauling into
4 Valleycrest --

5 A. With that, no, I don't remember ever
6 hauling it to --

7 Q. -- or Powell Road?

8 A. No, I definitely know I didn't haul to
9 Powell Road, and I'm sure I never hauled any to
10 Valleycrest from there.

11 Q. How about Gilbane?

12 A. No.

13 Q. Dayton Press?

14 A. No.

15 Q. Duraspan?

16 A. No.

17 Q. Moraine Paint?

18 A. No.

19 Q. Hobart Corporation?

20 A. No.

21 Q. Plasco?

22 A. No.

23 Q. Plasco Tool?

24 A. No.

25 Q. Anchor Fab?

1 A. No.

2 Q. 7Up?

3 A. No.

4 Q. Pepsi?

5 A. No.

6 Q. Duriron?

7 A. No, I never hauled any.

8 Q. Delco?

9 A. No.

10 Q. GM, Inland, any of that?

11 A. Yeah, I hauled Delco over here, we

12 hauled -- but there was none of it went to

13 Valleycrest, because it was steel. I hauled it out of

14 there and hauled it down to one of these refining

15 places down south, but I didn't haul anything out of

16 there to either one of the landfills.

17 Q. You hauled it to someplace else?

18 A. Yes, West Carrollton. It was just the
19 steel shavings we hauled in the luggers down to West
20 Carrollton.

21 MS. BRIARTON: To a salvage company?

22 THE WITNESS: Yes.

23 MS. BRIARTON: Something like Franklin
24 Iron?

25 THE WITNESS: Yes.

1 Q. Frigidaire?

2 A. No.

3 Q. Monsanto?

4 A. No.

5 Q. Gem City Chemical?

6 A. No.

7 Q. Mound Labs?

8 A. No.

9 Q. Carboline?

10 A. No.

11 Q. American Lubricants?

12 A. Yes, I hauled American Lubricants on a
13 front ender. And part of that would have went to
14 Valleycrest.

15 Q. What kind of stuff did they have?

16 A. They -- well, they had a little -- quite a
17 bit of small barrels this (indicating) big around and
18 about twenty, twenty-five gallon barrels.

19 Q. Twenty-five gallon barrels?

20 A. Maybe twenty gallon barrels.

21 Q. And about eighteen inches wide or
22 something like that?

23 A. Yes, and say it was about this tall
24 (indicating).

25 Q. About three feet tall?

1 A. Yeah.

2 Q. Do you know what was in them?

3 A. Well, some had a lot of grease and oil and
4 stuff like that.

5 Q. And how often would -- how big of a
6 customer were they?

7 A. When I had them -- we still got them
8 today, but I haven't picked them up in years. But
9 when I picked them up I think they had -- see, they
10 first came in at twenty-six yards here, and then I
11 would go around and get two off the dock. I think
12 they had five in total. They had two, six yards, and
13 two, four yards, and one, two yard in there.

14 Q. How often were they picked up?

15 A. They were picked up Tuesday, Friday when I
16 had them.

17 Q. And that would go to Valleycrest?

18 A. Yeah, it would have went to Valleycrest.

19 Q. And when Valleycrest closed, then where
20 would they go to, Powell Road?

21 A. No.

22 MS. BRIARTON: Cardington?

23 THE WITNESS: Cardington is where they
24 would have went to after that.

25 Q. Okay. Do you remember any customers where

1 the waste was particularly smelly, messy, a big odor
2 coming off any of these customers?

3 MS. BRIARTON: Powdery?

4 THE WITNESS: When I first started out
5 at NCR, I stopped at Roberts Consolidated off of
6 Janney Road, and they had -- they had I think one,
7 four yard in there, and it was dumped, I think, about
8 three times a week. But it had so much fumes and
9 stuff coming out of it, one day it made the engine on
10 my truck go wide open, I couldn't shut it down,
11 because the air filter -- the breather, I mean, was up
12 here by the top, when I went up to the container, it
13 started pulling those fumes into the container and it
14 went wide open. I jumped out of it, because I was
15 afraid it was going to explode. And that's how much
16 fumes was in that thing. But it -- it didn't explode,
17 it cut itself back down to idle, but I thought it was
18 going to.

19 Q. These fumes were coming out of the
20 container?

21 A. Uh-hum, coming out of the container.

22 Q. Was it some kind of liquids or drums and
23 materials, or sludges?

24 A. I think it's just where they had poured
25 maybe a little bit of something in it. I mean, I

1 don't know what they made, to tell you the truth, over
2 there. I know it's toxic stuff, but -- and it stinks
3 like paint thinner or something like this. But I
4 don't know exactly what was in it that morning, but it
5 made my engine explode.

6 Q. How often would you pick up from them?

7 A. I'm not sure. I know it was only at least
8 twice a week, maybe three times.

9 Q. Now, was this the time that you were
10 almost exclusively hauling for NCR and Standard
11 Register?

12 A. Yeah, I forget about that. I had -- I had
13 that -- well, I had a couple more stops besides the
14 Standard Register and NCR. I forget now -- I had to
15 be in there before a certain time in the morning
16 before these trucks started coming in, so after I got
17 off Standard Register it would be a perfect time.

18 Q. Was it Roberts that you said had this
19 smelly material?

20 A. Yes.

21 Q. Was this every day that you would pick up
22 from them?

23 A. No, I don't know if it was only three
24 times a week. I think it was only at least twice.
25 I'm not real sure now.

1 Q. Was their waste usually strong smelling?

2 A. Yeah, it was -- the containers always
3 smelled strong, maybe just -- I mean what was left in
4 there from the day before, but, I mean, they always
5 smelled bad.

6 Q. And these were front end containers?

7 A. Yeah, front end.

8 Q. And do you know if they were liquids or
9 sludges or what the consistency of the material was in
10 there?

11 A. It would have been liquid. I mean, not no
12 powder or nothing like that, nothing like that. But
13 how much, I don't know. That stuff is strong, you
14 could probably take that coffee cup and stink up this
15 whole building. I don't know, I'll put it this way,
16 I've never dumped a container where it would be in the
17 container jostling around.

18 Q. I understand what you're saying. It
19 wouldn't be so full of liquids that you would see --

20 A. But there was always some there.

21 Q. The materials that wasn't liquid, do you
22 know what that material was or what it looked like?

23 A. Yes, it was mostly these (indicating), a
24 lot of the paper barrels, they had a lot of them in
25 there.

1 Q. Paper barrels?

2 A. Yeah, they had a lot of the paper barrels,
3 maybe about this big around (indicating), about that
4 tall (indicating). And then they had some regular on
5 up here like this.

6 Q. So they would have some barrels that would
7 be about what, a foot and a half tall?

8 A. Right.

9 Q. And other barrels that would be three feet
10 tall?

11 A. Probably about half, about twenty-five
12 gallon, half size of a regular fifty-five gallon drum,
13 yes.

14 Q. Now, was there anything in those drums, or
15 could you tell, or were they empty?

16 A. They were empty. I never dumped any that
17 I seen anything in.

18 Q. Were there residues of powders or oils or
19 anything left over from inside the -- from what had
20 been in those drums?

21 A. Yeah, and it was a white powder-like
22 form. Now, some of it looked like it was granules, I
23 mean, some of it was like green and blue granules, I'd
24 say not that much. There was enough stuff on it that
25 you could tell what was in it.

1 Q. Do you know what Roberts made, were they a
2 chemical company?

3 A. I think, yeah, they made -- I'm not for
4 sure what they made. They may have made this caulking
5 and stuff, too, or maybe it was just plain -- I mean,
6 paint thinners or something like this. I'm not sure.
7 I know it was something that was awfully strong
8 smelling stuff.

9 Q. I've got a nice long list of customers
10 here, and we will just see. Some of these I may have
11 asked you about already, and I apologize for that.
12 Just see if any of these sound familiar to you.

13 A. Okay.

14 Q. We have already talked about GM and
15 Delco. Frigidaire?

16 A. No.

17 Q. Monarch Marking?

18 A. No.

19 Q. Presto Adhesive?

20 A. No.

21 Q. Karolton Envelope or Paper?

22 A. No.

23 Q. Bergstrom Paper?

24 A. Yes, I have. When I first started here,
25 I've been out there a couple, three times. But I

1 wasn't the driver, someone else was the driver. I
2 just went down as the guy pushed them out for him.
3 But I've been there quite a few times as a helper.

4 Q. Do you know where their stuff went to?

5 A. Yeah, it went to -- did you ever hear of
6 Grove's dump?

7 Q. Yes.

8 A. Okay, one time for sure I know they went
9 to Grove's dump because this was on Sunday when I was
10 helping, and it went to Grove's dump then. But I -- I
11 don't know where it went the other times I helped.

12 Q. Where is Grove's dump?

13 MS. BRIARTON: I was just going to ask
14 where Grove's was. Here's a map.

15 THE WITNESS: It's going to be pretty
16 hard for me to find, too, because it's years since
17 I've been down there. But I know it's --

18 MS. BRIARTON: Is it south?

19 THE WITNESS: Yeah, it's -- I don't
20 know. If I could find Vance Road on here. I know
21 it's off Vandalia Road. It was down in here
22 (indicating) pretty close to where this River Road's
23 at, right here (indicating).

24 Q. Here is actually a street map. Maybe that
25 will help.

1 A. I'm looking for West Carrollton.

2 MS. BRIARTON: That's on the other
3 side.

4 THE WITNESS: I'll bet you Darrell can
5 tell you. He hauled quite a bit to this Grove's dump.

6 MS. BRIARTON: But it's somewhere in
7 this area?

8 THE WITNESS: Yeah, it would be, it's
9 somewhere in the area of Nicholas Road down there,
10 where our landfill is down there now, only just a
11 little bit south of that, but why --

12 MR. LEININGER: That's good enough.

13 MS. BRIARTON: That's all right. It's
14 just a general idea.

15 Q. Monarch Molders?

16 A. No.

17 Q. Wright-Patterson Air Force Base?

18 A. No.

19 Q. Builders Insulation?

20 A. No.

21 Q. DP&L?

22 A. No.

23 Q. Specialty Paper?

24 A. No.

25 Q. Enterprise Roofing?

1 A. No.

2 Q. Mendenhall Carpeting?

3 A. No.

4 Q. Loraine Materials?

5 A. No.

6 Q. BF Goodrich?

7 A. No.

8 Q. St. Regis Paper?

9 A. No.

10 Q. Gummed Products?

11 A. No.

12 Q. Dayton Drum?

13 A. With the front end, yeah. Dayton Drum on
14 Airway Road, yeah.

15 Q. Okay. And where would that stuff go to?

16 A. That would have went to Valleycrest also.

17 Q. How often would that go over there?

18 A. Once a week, I think, I'm pretty sure it
19 was once a week. And they had --

20 Q. Do you know how big the container was?

21 A. Yeah, it was a six yard when I was picking
22 it up.

23 Q. As far as you know, did we haul into
24 Valleycrest from Dayton Drum the whole time
25 Valleycrest was open?

1 A. I really don't know. I can't --

2 Q. Did you ever haul Dayton Drum anywhere
3 else other than Valleycrest?

4 A. No, not that I -- no. See, what is
5 confusing, I know I picked this stuff up, but then
6 they keep changing routes around, so you pick it up
7 maybe for a year, but maybe the next ten years you
8 don't pick it up, because they keep changing routes in
9 different areas, so it's hard for me to sit down and
10 say. I know I picked it up, but what year or where it
11 went to, it's just really hard.

12 Q. What kind of stuff did they have?

13 A. Well, when I picked it up, it more or less
14 had sludge in it, an awful lot of sludge, because I
15 think is what they did, they would wash out all those
16 barrels and I think we would sell them. So whatever
17 was in the container, they washed it out, so there was
18 just, I mean, sludge, and it's hard to tell what the
19 sludge consisted of.

20 Q. How about GH&R Foundry?

21 A. No, I never hauled anything out of there.

22 Q. Bimac?

23 A. Bimac, no.

24 Q. Duriron?

25 A. No.

1 Q. Hewitt Soap?

2 A. Yes, I hauled some out of Hewitt Soap.

3 Q. Where did that stuff go to?

4 A. Most of that stuff went to Cardington, but
5 I hauled that there.

6 Q. Any other place that you recall?

7 A. No.

8 Q. Megacity Warehouse?

9 A. No.

10 Q. Miami Paper?

11 A. No.

12 Q. Ohio Bell?

13 A. On the front end loaders.

14 Q. And where would that have gone to?

15 A. Valleycrest also.

16 Q. What kind of stuff did they have?

17 A. Well, they had, I'd say, half of it was
18 just paper, but then they had quite a bit of wire and
19 metal products, I mean, metal things that they take
20 off poles, not transformers, but just metal pieces
21 that run up the poles in big long bolts, that's what
22 you had there, a lot of that real fine wire that they
23 put in their phone systems.

24 Q. Okay.

25 A. And that would have went to Valleycrest

1 also.

2 Q. How often would the materials go to
3 Valleycrest?

4 A. That was on Monday, Wednesday, Friday,
5 they had two, six yards.

6 Q. Okay. But never any stuff like liquids
7 and sludges and paint cans?

8 A. No, nothing like that from Ohio Bell.

9 Q. Philips Industries?

10 A. Yes, I hauled Philips Industries also.
11 And that was nothing but glass. I mean --

12 Q. Just glass?

13 A. Glass, yes.

14 Q. Just glass?

15 A. Broken glass.

16 Q. Where would that go to?

17 A. Valleycrest also.

18 Q. How often, what was the frequency with
19 respect to Valleycrest?

20 A. We had a -- well, we had two containers in
21 there, we had a lugger and a front end loader in
22 there, too. And I think the front end loader was also
23 twice a week. It had a little bit of caulking and
24 rubber seals, you know, like they put on the windows
25 and things.

1 Q. Sure.

2 A. It had caulking and sand and rubber
3 seals. But eighty percent of it was just broken
4 glass.

5 Q. How about Sherwin-Williams?

6 A. No, I never hauled anything from
7 Sherwin-Williams.

8 Q. Inmont?

9 A. Inmont, no.

10 Q. Systech?

11 A. No.

12 Q. Tricil Environmental?

13 A. No.

14 Q. Premiere Corporation, Premiere Rubber?

15 A. Premiere Rubber, yes.

16 Q. Where would that stuff go?

17 A. That would go to Valleycrest also. And
18 that was -- those containers were full of rubber,
19 black powder, and they had -- and I think they had
20 eight of them over there, eight, two yard containers
21 that was at least twice a week if not three times,
22 because they were the source of rubber like windshield
23 wipers, they made them. So they would be defaulted
24 windshield wiper blades, and also some of them would
25 have a lot of black powder, and I don't know what it

1 was from.

2 Q. Did that all just go to Valleycrest or did
3 you haul anything anyplace else?

4 A. No, that would have all went to
5 Valleycrest.

6 Q. How about Color Pac?

7 A. No.

8 Q. Cargill?

9 A. No.

10 Q. Automotive Warehouse?

11 A. No.

12 Q. King Iron, King Aluminum?

13 A. No.

14 Q. Base Materials?

15 A. No.

16 Q. US Corrugated?

17 A. No.

18 Q. Gateway Erectors?

19 A. No.

20 Q. Ryan Homes?

21 A. No.

22 Q. General Films?

23 A. No.

24 Q. Stolle?

25 A. No.

1 Q. Hughes-Bechtol?

2 A. Hughes-Bechtol? Yeah, I pulled that when
3 I was on rolloff, but I don't know where that one went
4 to, because I'm not familiar with it. I may have went
5 to Cardington. I know it would have been on -- it
6 would have been on rolloff, you know, when I pulled
7 that, because --

8 Q. Do you know what kind of stuff they had?

9 A. I -- no, not for sure, I really don't,
10 because --

11 Q. Do you know what kind of stuff they made,
12 what kind of business they were in?

13 A. Yeah, I think they're in -- I mean, I
14 think they're -- well, I mean, they make duct work for
15 one thing. I'm not real sure, but I think they do
16 duct work for factories and things.

17 Q. California Market?

18 A. No, I never picked up California Market.

19 Q. DESC?

20 A. No.

21 Q. Elder-Beerman? You mentioned them, I
22 think.

23 A. Yes.

24 Q. Front end?

25 A. Right.

1 Q. Is that when you were on Route 6, 26?

2 A. Yeah.

3 Q. What kind of material did you haul for
4 them?

5 A. For them it was just cardboard and just
6 trash, you know what I mean.

7 Q. And you took their stuff to where?

8 A. That would have went to Valleycrest.

9 Q. How often would you pick up for them?

10 A. I think they were on three times a week
11 also, Monday, Wednesday, Friday. They had an eight
12 yard container.

13 Q. Okay. We already talked about Earl
14 Scheib?

15 A. Yeah, we already talked about that.

16 Q. Amole?

17 A. No.

18 Q. Systems Research Lab?

19 A. No.

20 Q. Leland Electrosystems?

21 A. No.

22 Q. Mazer Corporation?

23 A. No.

24 Q. Pantorium Cleaners?

25 A. No.

1 Q. University of Dayton?

2 A. No.

3 Q. Riggs Sheet Metal?

4 A. No.

5 Q. Gem City Engineering?

6 A. No.

7 Q. Mullins Rubber?

8 A. Yes. I picked that up on rolloff.

9 Q. Mostly just --

10 A. It's the same -- the very same materials
11 Premiere Rubber had, I mean, just big chunks of rubber
12 that big around (indicating), with a lot of black dust
13 in it. We still have them today over on Valley
14 Street.

15 Q. They would have also had black dust?

16 A. Yes, big chunks of rubber that big around
17 (indicating).

18 Q. Anything like empty cans, drums, anything
19 like that?

20 A. Yeah, there was empty paper barrels, about
21 twenty-five gallon, yeah, and they always had plastic
22 liners in them, I do remember that.

23 Q. Do you know if they had residues of paints
24 or anything like that?

25 A. No, I never seen any of that, it was just

1 powder, you know, that they make rubber out of or
2 something.

3 Q. Was it black powder?

4 A. No, most of this was white from what I
5 remember. I don't even remember -- but the dust was
6 black, yeah. But the barrels themselves I remember
7 being white powder in them.

8 Q. American Modular?

9 A. No.

10 MS. BRIARTON: Excuse me. Did you say
11 where you took that?

12 THE WITNESS: That would have been to
13 Valleycrest also.

14 Q. Did you ever take their stuff anyplace
15 else that you recall?

16 A. Not that I recall, no.

17 Q. American Modular?

18 A. No.

19 Q. LB Robinson?

20 A. No.

21 Q. Dayton Sure-Grip?

22 A. No.

23 Q. Tait Manufacturing?

24 A. I had a front end loader there, but the
25 only thing it was was paper, because they had rolloff

1 in there also that had paper, and then the one front
2 end loader was three times a week.

3 Q. Where would that stuff have went to?

4 A. Valleycrest.

5 Q. They had some rollofs as well at Tait?

6 A. Yes, for their big bulky stuff.

7 Q. Someone else would pull that out of there?

8 A. Right.

9 Q. Who was dispatched out for that at the
10 time?

11 A. I'm sure Darrell has pulled it quite a few
12 times.

13 Q. Do you know what happened to have been in
14 those rollofs?

15 A. No, right off I don't.

16 Q. Those rollofs would also go to
17 Valleycrest, as far as you know?

18 A. I would say so, yes.

19 Q. How about Dyna Corporation?

20 A. No.

21 Q. Roberts Consolidated?

22 A. Yes. That was one we were just talking
23 about.

24 Q. Oh, that's right. Bendix, did we talk
25 about Bendix?

1 A. No, we haven't mentioned Bendix. No, I
2 never got --

3 Q. Didn't do them?

4 A. Yeah, I got a front end loader down there
5 just for the kitchen is the only thing I've ever got
6 from them. Now, they have two or three rollofs in
7 there and we do that today. But the only thing I got
8 was just the cafeteria.

9 Q. Do you know where their rollofs would
10 have gone to?

11 A. They would have went to Valleycrest, too,
12 unless it was after Valleycrest closed, and then they
13 would have went to Cardington.

14 Q. Lewis Painting?

15 A. No.

16 Q. St. Elizabeth's Hospital?

17 A. No.

18 Q. Rinks Company?

19 A. No.

20 Q. Atlas Die Casting?

21 A. No.

22 Q. Frank Messer Construction?

23 A. No.

24 Q. Enterprise Roofing?

25 A. No.

1 Q. You mentioned K Mart.

2 A. Right.

3 Q. Did you have rolloff and front end?

4 A. Right.

5 Q. Or did you just have -- oh, you did both?

6 A. No, I just did the --

7 Q. The front end?

8 A. Yeah, right.

9 Q. Did you have them back when you had Route
10 28 -- no, no, that would have been just Roberts and
11 NCR.

12 A. Yeah, Roberts, NCR and Standard Register.

13 Q. But when you got off the rolloff, K Mart
14 was one of the big customers on the rolloff line?

15 A. Yes, that plus Globe, Globe Industries
16 down on Stanley. You haven't mentioned them. I
17 picked them up, and they had quite a bit of sludge and
18 cutting oil. Now, I don't know what this stuff was,
19 but I'll tell you what, it would wear out a set of
20 windshield wipers in a month, and it would stain the
21 glass on the windshield until you couldn't see out of
22 it. It made glass look like it was oil. I mean, you
23 would look at it and it would be green and blue. It
24 just actually got into the glass. There is a film.

25 Q. From Globe?

1 A. From Globe.

2 Q. How often would you pick up from them?

3 A. That was every day, two, six yards every
4 day to pick up.

5 MS. BRIARTON: Did you say that went to
6 Valleycrest?

7 THE WITNESS: Yes.

8 Q. And what was that stuff, do you know?

9 A. I don't know. They make electrical
10 motors, but I don't know. I don't know what it was.

11 Q. Was there anything in the containers
12 itself that you could recognize?

13 A. Yeah, it was cutting oil, part of it was.
14 They got rid of quite a bit of cutting oil.

15 Q. Was that loose in the container?

16 A. Right, it would be about a half foot in
17 the bottom of the drum area.

18 Q. Was this in drums?

19 A. Not, I didn't haul in drums.

20 Q. Other than the cutting oil that was
21 sitting in the bottom of the container or whatever
22 that material was, what else would be in the container
23 that you can recall?

24 A. Well, the rest of it I guess was just
25 trash and towels, they had an awful lot of shop towels

1 where they sopped up spills and this and that, you
2 know. But the paper and shop towels.

3 Q. Did you ever haul Globe Industries' waste
4 to anyplace other than Valleycrest?

5 A. No, because I was off the route. I mean,
6 that was off my route. Now, John Hogue, yeah, he
7 would have hauled it to Powell Road, but I never
8 hauled to Powell Road.

9 Q. Why would Hogue have hauled to Powell
10 Road?

11 A. Because they keep changing routes around.

12 Q. You mean after Valleycrest closed you had
13 Globe as a customer and you would have taken it to
14 Powell you think?

15 A. He would have taken it -- I mean -- come
16 on, Raymond. They took this area (indicating), whole
17 area they give to him and move them farther north, but
18 that one guy will pick up a store for two or three
19 years and then somebody else did it. When I quit
20 picking it up it got onto Hogue's route because he was
21 in the area. John, during that time he would have
22 hauled it to Powell Road. Have you got him on here, I
23 mean, to talk to?

24 MS. BRIARTON: John?

25 THE WITNESS: Yes, John Hogue.

1 MS. BRIARTON: I don't think so. But
2 I'm trying to remember why.

3 THE WITNESS: That was probably -- that
4 was --

5 Q. Is he still here?

6 A. Yes. It may have been --

7 MS. BRIARTON: I know why I didn't put
8 him on, he didn't start until '77, and at the time I
9 was scheduling everybody for Valleycrest dates. So
10 he's post Valleycrest.

11 MR. LEININGER: We may want to talk to
12 him. I appreciate the information on that.

13 THE WITNESS: He won't.

14 Q. Blue Bird Pie, Borden Dairy?

15 A. I've hauled out of Blue Bird Pie.

16 Q. They're just mostly food wastes?

17 A. Yes.

18 Q. Charles Shook?

19 A. Yeah, I've hauled some from him when I was
20 on the rolloff. And that was construction material,
21 and you really couldn't see nothing in it, but it was
22 just wood and pieces of roofing, siding.

23 Q. Tar paper?

24 A. Yeah, tar paper.

25 Q. Gayston Corporation?

1 A. No, I never hauled anything out of
2 Gayston.

3 Q. I forgot to ask you about Shook. Shook
4 you would have taken them to?

5 A. It would have went to Valleycrest, yes.

6 Q. Were they a pretty good customer?

7 A. Yes, yeah, they were.

8 Q. How often would you go into Valleycrest?

9 A. They was like Danis, they may have a half
10 dozen jobs going at once, so I don't know. Quite a
11 bit, I would say they pulled them quite a lot of
12 different locations.

13 Q. J. C. Penney's?

14 A. No.

15 Q. Tru-Foto?

16 A. Tru-Foto? No, I can't remember pulling
17 anything for them.

18 Q. Ohio Precision Casting?

19 A. No.

20 Q. Dayton Walther?

21 A. No.

22 Q. Economy Rubber Products?

23 A. No.

24 Q. Cooper Jarett?

25 A. No.

1 Q. Vindale Corporation?

2 A. No.

3 Q. Opti-Gauge?

4 A. No.

5 Q. Weitz Company?

6 A. No.

7 Q. Valentine Matchplate?

8 A. Yes.

9 Q. Okay.

10 A. That -- down on lugger. That was always
11 filled with white chalky something or other, I don't
12 know what, it just -- it was white, and it was set up
13 just by concrete at times, you know.

14 Q. Would it have any smell do you recall?

15 A. No, there was no smell to it whatsoever.
16 But you know what, I don't know where that would have
17 went to. I'm pretty sure it would have went to
18 Cardington probably, but, I mean, the time I was -- I
19 pulled it down, it probably went to Cardington.

20 Q. Because Valleycrest would have been closed
21 by then?

22 A. I would say so, yeah.

23 Q. Okay. If Valleycrest would have been
24 open --

25 A. It would have went there.

- 1 Q. Okay. Meir Brass?
- 2 A. No.
- 3 Q. Ohio Sealer?
- 4 A. No.
- 5 Q. Trotwood Corporation?
- 6 A. No.
- 7 Q. UPS?
- 8 A. Yeah, on the front end loader. I had them
- 9 two or three or four years.
- 10 Q. Mostly just trash, paper?
- 11 A. Yes.
- 12 Q. Cardboard, stuff like that?
- 13 A. Yes.
- 14 Q. No sludges, nothing like that?
- 15 A. At times they would have sludge where they
- 16 would clean out this -- they got their own wash bay
- 17 over there, so they would clean out this thing, and it
- 18 would be sludge and mud or whatever, you know, about
- 19 once every two, three to four months. I don't think
- 20 anybody has, you know.
- 21 Q. Where would their stuff have gone to?
- 22 A. To Valleycrest also.
- 23 Q. Okay. Let's see. Did we talk about GM?
- 24 A. Uh-hum.
- 25 Q. Inland, Delco?

1 A. Yeah. Delco is where I hauled the steel
2 out of there. But I never hauled anything out of
3 Inland.

4 Q. Other than steel from Delco, was there
5 anything like sludges or paints, anything like that?

6 MS. BRIARTON: Dust, barrels?

7 THE WITNESS: They hauled an awful lot
8 of sludge and stuff from Delco 14 out there. But I --
9 I was lucky enough not to -- I mean, I just wasn't on
10 the truck at the right time.

11 Q. Where did that stuff go to?

12 A. That would have went to Valleycrest, too.
13 And then Cardington.

14 Q. Okay. I'm going to whip some more names
15 out on you. Pennsylvania Iron & Coal?

16 A. No.

17 Q. Williams Brothers Roofing?

18 A. No.

19 Q. Home Builders & Modernizers?

20 A. No.

21 Q. Schriber Sheet Metal?

22 A. No.

23 Q. Abco Construction?

24 A. No.

25 Q. Children's Medical Center?

1 A. A front end loader.

2 Q. Anything other than just trash?

3 A. No, no, that was just trash.

4 Q. Where did their stuff go to?

5 A. Let's see. That probably all went to --

6 probably went to -- that would have went to the

7 incinerator, I'm sure.

8 Q. Nu-Way Container?

9 A. No.

10 Q. Patterson -- oh, let's see. Patterson

11 Iron & Metal?

12 A. No.

13 Q. C. Johnson?

14 A. No.

15 Q. Frank Messer & Sons?

16 A. No.

17 Q. Southern Ohio Dry Wall?

18 A. No.

19 Q. J.H. Knake?

20 A. No.

21 Q. Weimer Corp?

22 A. No.

23 Q. C&N Industrial Maintenance?

24 A. No.

25 Q. American Construction Corp?

- 1 A. No.
- 2 Q. Shook? We already talked about them.
- 3 A. Yes.
- 4 Q. Lawn-A-Mat?
- 5 A. No.
- 6 Q. Mad River Township?
- 7 A. No.
- 8 Q. Adrian Construction?
- 9 A. No.
- 10 Q. Did you ever haul for any cities or
- 11 counties or anything like that?
- 12 A. No.
- 13 Q. Loraine Construction?
- 14 A. No.
- 15 Q. Henry Stock & Son?
- 16 A. No.
- 17 Q. ARS Builders?
- 18 A. No.
- 19 Q. Enterprise Roofing?
- 20 A. No.
- 21 Q. Korrect Plumbing Company?
- 22 A. No.
- 23 Q. Carey Paving?
- 24 A. No.
- 25 Q. Price Brothers?

1 A. Price Brothers on DM, I never hauled
2 anything out with any other system, but I had three
3 locations of Price Brothers at one time, one on
4 Stanley and two on Monument.

5 Q. And what type of system were they on?

6 A. Front end loader.

7 Q. Okay. And what type of stuff did they
8 have?

9 A. They had a lot of trash, a lot of broken
10 down -- I mean broke up concrete, and I got a lot of
11 paper bags and stuff like that. To again, what
12 material was in them, I don't know what, what it was.

13 Q. Where would they go to?

14 A. They would go to -- I'd say, most of them
15 would have been to Powell Road at the time I had it,
16 yeah, it would have went to Powell Road.

17 Q. Leviton Construction Company?

18 A. No.

19 Q. Hillsmith & Company?

20 A. No.

21 Q. Creative Construction?

22 A. No.

23 Q. Ray Kline & Sons?

24 A. No.

25 Q. Muth Brothers?

1 A. No.

2 Q. Gunn Construction?

3 A. No.

4 Q. Turner Construction?

5 A. No.

6 Q. Fryman & Kuck Construction?

7 A. No.

8 Q. Lammers Barrel Company?

9 A. No.

10 Q. Day-Met, Inc.?

11 A. No.

12 Q. H.J. Osterfeld?

13 A. No.

14 Q. Strunk Maintenance Company?

15 A. No.

16 Q. M&M Construction?

17 A. No.

18 Q. Did you ever haul into like Springfield,
19 Tremont, Dorothy Lane, any of those outlying places,
20 Black Clawson?

21 A. Yeah, I hauled into Springfield and
22 Tremont City. That's when I told you I had Fairborn,
23 New Carlisle, Medway, all that up there. I think I
24 would take one load a day there, it would have been
25 stuff in Medway, and some of it was down here.

1 Q. One load a day you would take up to
2 Springfield landfill?

3 A. Uh-hum.

4 Q. What was that?

5 A. You mean what customers?

6 Q. Yes.

7 A. That's what I say, it was mostly around
8 Medway and New Carlisle, like that.

9 Q. Front end customers?

10 A. Yes.

11 Q. Do you remember specific ones?

12 A. No, not -- no, right off I don't, because
13 they were just --

14 Q. Smaller businesses?

15 A. -- smaller businesses and apartments and
16 trailer parks and stuff like that.

17 Q. How about Tremont, ever go into that?

18 A. That was where I took this.

19 Q. Is Springfield the same as Tremont?

20 A. Yes.

21 Q. Is this Tremont landfill in Springfield?

22 A. Now, wait a minute, maybe I'm wrong on
23 that. That's what I was talking about, the one Danis
24 is on now.

25 MS. BRIARTON: That's the same as

1 Tremont, because that was up there by Springfield,
2 Tremont City.

3 THE WITNESS: Yes.

4 MS. BRIARTON: Here it is, right there
5 (indicating). Does that help?

6 THE WITNESS: Yeah, it's the same one,
7 same thing.

8 MR. LEININGER: Okay. I just want to
9 add a couple more questions, and then you can do that.

10 Q. Any other customers that jump out at you
11 that you think we maybe haven't covered yet?

12 A. No, I can't think of a -- of anything
13 right now.

14 Q. Okay. And as far as Valleycrest goes, do
15 you know anyone that might have information about
16 Valleycrest other than --

17 A. And these drivers here?

18 Q. Boyd Pearson, Darrell?

19 A. Boyd, yeah, and Vance, like you got
20 Vance. Did Vince haul to Valleycrest?

21 MS. BRIARTON: Yes. We know a lot are
22 no longer with the company, they may have been older
23 drivers.

24 Q. Valleycrest, did they have any specific
25 places where liquids were dumped?

1 A. Well, they would dig holes in certain
2 places -- I mean sorting loads, yes, I remember them
3 doing that.

4 Q. Do you know what customers would have
5 liquids or sludges --

6 A. No.

7 Q. -- that you wouldn't necessarily haul, but
8 they would just be coming in there?

9 A. No, I sure don't, because that would have
10 been on lugger -- well, one of them would have Delco
11 14 out there, the sludge we are talking about, that
12 would have been one.

13 Q. Okay.

14 A. And probably Globe, they did a lot of
15 sludge box for a lugger, and they would take it out
16 there. Now, that would be dug up special, a special
17 hole dug for that, too.

18 MR. LEININGER: I'm going to take a
19 little break. If you want to ask questions.

20 EXAMINATION

21 BY-MS. BRIARTON:

22 Q. Since you hauled for NCR, I have been
23 talking about a former employee that indicated that
24 NCR disposed of barrels, and I guess they were filled
25 with something like one-third magnesium and two-thirds

1 water, and something about these barrels had to be
2 buried in a different location or there was a
3 designated area at Valleycrest where they would do
4 that. Did you haul those type of barrels?

5 A. No.

6 Q. But he was explaining they believed them
7 to have been magnesium, and sometimes there would be
8 occasional fires at Valleycrest?

9 A. Well, I remember the occasional fires.

10 Q. And these barrels came from NCR?

11 A. Yeah, you know, I heard this happened all
12 along. As a matter of fact, when I was hauling the
13 stuff to the -- to the landfill -- I mean, to the
14 incinerator, they would sometimes have a little box
15 like this (indicating), about this high (indicating),
16 and I'd have to set that out of sight because I didn't
17 want to set the incinerator on fire. So I don't know
18 what they done with them at the incinerator, but I
19 know there was magnesium coming out of them.

20 Q. I do have a few more names on Powell
21 Road. If you have a few minutes, I'll run through
22 them real quick.

23 Okay. Angel Manufacturing?

24 A. Yes, I hauled on a front end loader.

25 Q. Where did you haul that to?

1 A. That would have went to Valleycrest.

2 Q. And Powell or just Valleycrest?

3 A. Well --

4 Q. Well, for your period of time.

5 A. No, it would have went to Valleycrest.

6 Q. Because we know that some of these are
7 Powell Road customers, I'm not sure they're all
8 Valleycrest.

9 Brainard Industries -- I'm sorry, with
10 Angel, do you know what they manufactured, was it
11 labels or emblems?

12 A. It was labels.

13 Q. Okay. Brainard Industries? Again, I
14 think they made labels or emblems.

15 A. Yeah, I hauled that also, that would have
16 went to Powell Road.

17 Q. Did you haul it frequently?

18 A. Yeah, that was on my -- that was on my
19 route when I had Globe and these other ones.

20 Q. Would it have been daily, weekly?

21 A. Three times a week.

22 Q. All right. Do you remember the container
23 size?

24 A. It was either a six or eight.

25 Q. Mostly paper. I heard they were

1 flammable, like flammable type products, or just paper
2 products.

3 A. Well, sometimes they would have small
4 canister like things, and sometimes, yeah, you could
5 smell the flammable material.

6 Q. Was it like solvents?

7 A. Yeah, solvents, yeah.

8 Q. Okay. Borchers Ford?

9 A. No, I never hauled them.

10 Q. Butler Township?

11 A. No.

12 Q. Capitol Cleaners?

13 A. No.

14 Q. Carboline, some things to do with Moraine
15 Paint?

16 A. No.

17 Q. Coca-Cola?

18 A. No.

19 Q. Did we say Dayton Overhead Door?

20 A. Yeah, I've hauled Dayton Overhead Door.

21 Q. Where was that to?

22 A. That would have been to Valleycrest.

23 Q. To Valleycrest. Do you recall what types
24 of waste you would have hauled?

25 A. Well, there they had a little bit of

1 everything in the containers.

2 Q. Does this help if I tell you what I know
3 about them, does that make it easier?

4 A. I mean, I know what the containers had,
5 they had glass in them, busted up doors, I mean,
6 garage doors, caulking, things like that, and then
7 adhesives.

8 Q. And that went to Valleycrest?

9 A. Yes.

10 Q. Was that daily, a couple times a week?

11 A. No, that was, I think, about once a month.

12 Q. Oh, once a month?

13 A. I pulled that on a lugger, not a front end
14 loader.

15 Q. All right. How about Dayton Plate
16 Manufacturing? I don't think that's the right name.

17 Dayton Precision?

18 A. No.

19 Q. Dayton Press or McCalls?

20 A. No.

21 Q. Dayton Rim & Wheel?

22 A. No.

23 Q. Dayton Rust Proofing?

24 A. No.

25 Q. Dayton Sash & Door?

1 A. No.

2 Q. We went over Dayton Tire and Rubber,
3 right?

4 A. No, I never pulled anything for them.

5 Q. Fox Cleaners?

6 A. No.

7 Q. Frank's Radiator?

8 A. No.

9 Q. Gem City Chemicals?

10 A. I don't think we said that before.

11 Q. Or is that Gem City Engineering?

12 A. It's maybe Gem City Engineering.

13 Q. Heath Lumber & Supply?

14 A. No.

15 Q. Holman Plating?

16 A. Holman, yes, I've hauled them.

17 Q. Okay, where would that have gone?

18 A. That would have went to -- let me think
19 here. See, I got to keep thinking about back what
20 year it was I was dumping it. That would have
21 probably went to Powell Road.

22 Q. To Powell Road, okay. Type of waste?

23 A. They had, I mean -- I mean, a lot of that
24 stuff was powders, I mean, it was some liquid.

25 Q. Plating chemicals?

1 A. Plating chemicals, yes. The containers
2 really smelled, and --

3 Q. Was it physically messy as well, I mean,
4 there was an odor?

5 A. Right.

6 Q. Okay. Was that a regular --

7 A. That still is on, I think, maybe twice a
8 week anyway.

9 Q. Okay.

10 A. And I think they had two containers on
11 twice a week pickup. And it had a lot of buildup in
12 the bottom of the container. This stuff was yellow, I
13 mean, I don't know what it was. It was the color of
14 that paper right there (indicating).

15 Q. Okay.

16 A. Plus it was stinking something bad.

17 Q. How about Huffman Manufacturing?

18 A. No.

19 Q. There was a janitorial supply company, a
20 biggy. I can't think of it.

21 Pepsi?

22 A. No.

23 Q. Pittsburgh Plate Glass?

24 A. No.

25 Q. Portland Cement?

1 A. No.

2 Q. Spraggs Swimming Pool?

3 A. No.

4 Q. Valley Products?

5 A. No.

6 Q. Van Dyne Crotty?

7 A. No.

8 Q. Vernay Laboratories?

9 A. No.

10 Q. Wright State University?

11 A. No.

12 MS. BRIARTON: Okay. I think that's
13 it.

14 Q. Oh, has anyone else asked you any
15 questions or contacted you regarding Powell Road or
16 Valleycrest?

17 A. No, no one except the last time we was in
18 here.

19 Q. Okay.

20 A. No, no one's ever --

21 MS. BRIARTON: All right.

22 (Thereupon, the statement concluded at
23 8:10 o'clock a.m.)

24

25

1 I, ARNOLD RAY POLLEY, do hereby certify that
2 the foregoing is a true and accurate transcription of
3 my testimony.
4
5

6 Arnold Ray Polley
7

8 Dated 4 19 93
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s93-438

1 STATE OF OHIO)

2 COUNTY OF MONTGOMERY) SS: CERTIFICATE

3 I, Carol A. Sawyer, a Notary Public within and
4 for the State of Ohio, duly commissioned and
5 qualified,

6 DO HEREBY CERTIFY that the above-named
7 ARNOLD RAY POLLEY, was by me first duly sworn to
8 testify the truth, the whole truth and nothing but the
9 truth; that said testimony was reduced to writing by
10 me stenographically in the presence of the witness and
11 thereafter reduced to typewriting.

12 I FURTHER CERTIFY that I am not a relative or
13 Attorney of either party nor in any manner interested
14 in the event of this action.

15 IN WITNESS WHEREOF, I have hereunto set my hand
16 and seal of office at Dayton, Ohio, on this
17 16th day of March, 1993.

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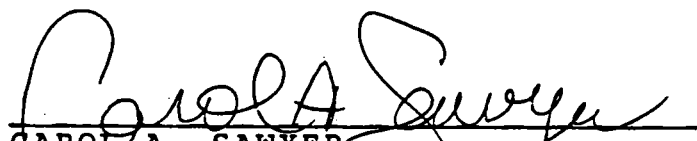
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CAROL A. SAWYER
NOTARY PUBLIC, STATE OF OHIO
My commission expires 10-27-97

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PAGE AND LINE NUMBERS AND THEN THE CORRECTION.

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36

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